

THE HONORABLE ROBERT S. LASNIK

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

T-MOBILE USA, INC., a Delaware  
corporation,

Plaintiff,

v.

ANITA WALTZ AND JOHN DOE WALTZ,  
and their marital community; LINCO  
CONTRACTORS, LTD., a Florida limited  
partnership; and ISMAEL ESPUDO and JANE  
DOE ESPUDO, and their marital community,  
Defendants.

NO. C06-0187RSL

STIPULATED ORDER REGARDING  
STAY OF CASE PENDING  
BANKRUPTCY PROCEEDINGS OF  
DEFENDANT ANITA WALTZ

WHEREAS, on March 24, 2006, Defendants Linco Contractors, Ltd., Ismael Espudo, and Romelia Espudo (collectively the "Linco Defendants") filed a Motion to Dismiss for Lack of Personal Jurisdiction, Improper Venue, *Forum Non Conveniens*, or, Alternatively, to Transfer ("Motion to Dismiss").

WHEREAS, on March 29, 2006, Defendant Anita Waltz ("Waltz") filed a petition for bankruptcy in the United States Bankruptcy Court for the Western District of Texas, which operates as an automatic stay of the proceedings against Waltz pursuant to 11 U.S.C. § 362(a)(1).

WHEREAS, on July 3, 2006, the Court entered an order denying the Motion to Dismiss. *See Order Denying Motion to Dismiss*, dated July 3, 2006 ("Order").

1 WHEREAS, the Order invited Plaintiff T-Mobile USA, Inc. and the Linco Defendants  
2  
3 (together, the "Parties") to inform the Court within thirty days whether they would like to  
4  
5 proceed with the case or have it stayed pending the conclusion of Walts' bankruptcy proceeding.  
6

7 WHEREAS, the Parties are engaged in settlement discussions and request an extension of  
8  
9 the time to inform the Court regarding a stay of the entire case.  
10

11 NOW THEREFORE, the Parties hereby stipulate and agree as follows:  
12

13 The Court hereby extends the time for the Parties to inform the Court regarding a stay by  
14  
15 ten (10) days. The Parties may file a stipulation, or if they cannot agree, either party may file a  
16  
17 motion to stay the case by August 14, 2006.  
18

19 STIPULATED AND AGREED TO this 3rd day of August, 2006.  
20

21  
22 **PERKINS COIE LLP**

**WILLIAMS, KASTNER & GIBBS PLLC**

23  
24  
25  
26  
27 s/Breena M. Roos, WSBA # 34501  
28 David F. Taylor, WSBA # 25689

s/W. Mark Bennett, per email authorization  
Sheryl J. Willert, WSBA #08617  
W. Mark Bennett (admitted *pro hac vice*)


29  
30  
31 Attorneys for Plaintiff T-Mobile USA,  
32 Inc.  
33

Attorneys for Defendants Linco Contractors,  
Ltd., Ismael Espudo and Romelia Espudo

34  
35  
36  
37  
38  
39  
40  
41 **ORDER**

42 IT IS SO ORDERED.  
43

44 DATED this 7th day of August, 2006.  
45

46  
47   
48 Robert S. Lasnik  
49 United States District Judge  
50  
51